

REMARKS

Claims 1-25 were pending. Claims 16-18 have been allowed. Claims 1-15 and 19-25 stand rejected. Claims 16-18 have been amended to correct typographical errors. Applicants respectfully disagree with the Examiner that claims 1-15 and 19-25 are not patentable. However, claims 1-15 and 19-25 have been cancelled without prejudice in order to expedite prosecution. Claims 16-18 are pending upon entry of this amendment.

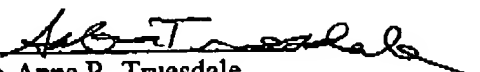
The Examiner and the undersigned attorney had a telephone conversation on October 26, 2004, during which they discussed the Information Disclosure Statement filed on November 10, 2003. The Examiner stated that he was unable to locate this Information Disclosure Statement. In order to expedite prosecution of this application, Applicants have enclosed a duplicate copy of this Information Disclosure Statement and a stamped postcard showing that the Information Disclosure Statement was received by the USPTO on November 12, 2003. Applicants respectfully request that the Examiner indicate consideration of the documents submitted with this Information Disclosure Statement by initialing the PTO-1449 form submitted therewith and attaching same to the next communication to Applicants.

The Examiner and the undersigned attorney had a telephone conversation on November 2, 2004, during which they discussed claims 16-18. Although claim 16 had already been allowed, the Examiner suggested amending it slightly. Applicants have amended claim 16 in accordance with the Examiner's suggestion.

Applicants respectfully submit that the pending claims are now allowable over the cited art of record and request that the Examiner allow this case. The Examiner is invited to contact the undersigned in order to advance the prosecution of this application.

Respectfully submitted,
PAWAN GOYAL, ET AL.

Dated: November 23, 2004

By: 
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Date Mailed: November 10 2003 | Atty/Sec: SAT/dkc | Filing Date: August 7, 2000
Application No.: 09/633,575 | Docket No.: 21818-04466
Applicants: Pawan Goyal, et al.
Title: Fairly Partitioning Resources While Limiting the Maximum Fair Share
Please imprint Patent Office "date stamp" hereon to indicate receipt and return card to addressee.

Transmittal
IDS, PTO/SB/08A and cited references



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21816/04466/IDS/1366037 1

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PTO/SB/21 (modified)

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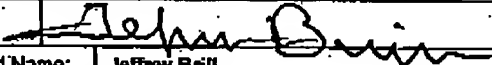
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0001/PTO Rev. 10/95	U.S. Department of Commerce Patent and Trademark Office	Application Number	09/633,575
TRANSMITTAL FORM <i>(to be used for all correspondence during pendency of filed application)</i>		Filing Date	August 7, 2000
		First Named Inventor	Pawan Goyal
		Group Art Unit Number	2663
		Examiner Name	Chau T. Nguyen
Total Number of Pages in This Submission	5*	Attorney Docket Number	21816-04466

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ENCLOSURES (check all that apply)	
<input type="checkbox"/> Fee Transmittal Form (in duplicate) <input type="checkbox"/> Check Enclosed <input checked="" type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Response to Notice to File Missing Parts <input type="checkbox"/> Assignment & Recordation Cover Sheet <input type="checkbox"/> Declaration <input type="checkbox"/> Power of Attorney <input type="checkbox"/> Application Data Sheet <input checked="" type="checkbox"/> Information Disclosure Statement & PTO/SB/08A <input checked="" type="checkbox"/> Copies of IDS Cited References A-C <input type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Request for Correction of Recorded Assignment <input type="checkbox"/> Amendment/Response: [] Page(s) <input type="checkbox"/> After Final <input type="checkbox"/> Status Request <input type="checkbox"/> Revocation and Substitute Power of Attorney	<input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Letter to Chief Draftsperson <input type="checkbox"/> Formal Drawing(s): [] Sheet(s) of Figure(s) [] <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i> <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> _____ <input type="checkbox"/> _____ <input type="checkbox"/> _____ <input type="checkbox"/> _____ <input type="checkbox"/> _____ <input type="checkbox"/> _____
REMARKS: *Total Number of Pages in This Submission does not include cited references.	

SIGNATURE OF ATTORNEY OR AGENT		
Signature: 		
Attorney/Reg. No.:	Jeffrey Brill, Reg. No. 51,198	Dated: 11/10/03

CERTIFICATE OF MAILING		
I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.		
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